

SUPPLEMENTAL SHEET

Application No. 7276

Paragraph 7 - Remarks.

I am making this filing with the knowledge that one Fritz Elges included same in his applications when he was taking up this water to control the sheep range. I have been a resident of this vicinity since 1919 and am aware of the improvements made at and around the various springs. To my knowledge there has never been any watering of sheep at the Big Spring filed on herein by me. The only improvement was a small ditch about 180' long dug about 1921 by less than a days work of one man. This turned the water from its natural channel and allowed same to spill on a steep raw hillside. Ere that summer ended the water had regained its natural channel where it continued until the latter part of 1924. There is no sign of a trough here nor have I ever seen one here altho I passed by the spring quite frequently in the last six years. I presume the trough mentioned by Mr. Elges in his proof of work was confused with the one he had at his #4 Spring.

Mr. Elges discontinued holding sheep in or before 1921 and after that date engaged in Moonshining at the #4 Spring until raided and sent to federal prison. After his liberation he returned to Mina in Sept. 1924. I presume it was after this date that he again turned the water into the ditch. I base my application for the use of this water on the fact that Mr. Elges claim to same was not a valid one in that he has never put the water to beneficial use, he only included it at that time to prevent anyone else from running sheep on the public domain in that vicinity. I sent in my original filing on this spring in Sept. 1924 and requested that this filing take date of Sept. 23, 1924 thus preceeding the last few shovels of dirt moved there by Mr. Elges.

T. H. CARROLL

Statement of L.W. Whiting  
Water Surveyor for Nevada.

On Oct. 22 1923 I was engaged in making a water survey for Mr Carrol (Appl. 6981) during which I touch in and spotted the "Big Spring" mentioned in the inclosed application. At this time there was a small dry ditch leading from the spring but the water had apparently not flowed in same for over two years. Instead it was flowing in its natural channel down a ravine. On Dec. 3, 1924 I again visited the spot making surveys to accompany this filing. While here measured the water and noted the conditions in the vicinity very carefully. A new trench and mound of earth had been erected that again turned the water into the ditch along which it flowed for 180' and was then wasted on a steep hillside. I found no sheep signs at the spring altho same are quite evident at the others where Mr. Elges watered his sheep. Only tracks and trails there had been made by wild horses and other game. No apparent place where a trough has been used was in evidence and as the topography there is quite rough it would necessitate some excavation to properly place one here. The dam was about a foot high and of earth with water already beginning to find its way back to natural channel. At the end of the ditch where it was spilled on the hillside a small tract of about a quarter of an acre was covered with ice and wet. No attempt made at cultivation. Photographed same. I could see no signs of the water ever having been put to a Beneficial use.

L.W. WHITING

Mina Nevada  
Dec. 13, 1924.



# AMENDED

## APPLICATION FOR PERMIT

Serial No. 7276

### TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JAN -1 1925  
 Returned to applicant for correction JAN -8 1925  
 Corrected application filed FEB 15 1925

The undersigned Thomas H. Carroll  
Name of applicant  
 of Mina, County of Mineral,  
 State of Nevada, hereby makes application for  
 permission to appropriate the public waters of the State of Nevada, as  
 hereinafter stated. (If applicant is a corporation, give date and place  
 of incorporation.)

1. The source of the proposed appropriation is "Big Spring"  
Name of stream, lake, or other source
2. The amount of water applied for is One half ( $\frac{1}{2}$ ) second-feet.  
One-second-foot equals 40 miners' inches
3. The water to be used for Mining, Milling and Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:  
On Unsurveyed land S. 40°30' E. 9007 ft. from the N.E. corner of  
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land, it should be so stated.  
Section 36, T. 6 N.; R. 36 E. M.D.M., which point is approximately  
in the SW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 5, T. 5 N., R. 37 E., unsurveyed.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:  
 Not for Irrigation

- (a) Number of acres to be irrigated is \_\_\_\_\_
- (b) Description of land to be irrigated \_\_\_\_\_  
Describe by legal subdivision, or if on unsurveyed land it should

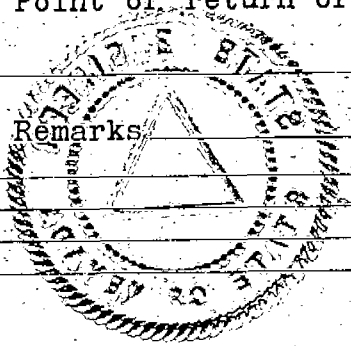
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) ~~Irrigation~~ Use of water will begin about Jan. 1 and end about Dec. 31  
Month

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is \_\_\_\_\_ horsepower.
- (e) Works to be located South 42° - 35' East 17,512 feet from the NE.  
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.  
Cor Section 36; T6 N.: R.36 E.: M.D.M. on Unsurveyed land but on  
valid mining claims owned by applicant
- (f) Point of return of water to stream None  
Describe in same manner as point of diversion.

(g) Remarks



# DESCRIPTION OF PROPOSED WORKS

Small diversion dam, earth, 3" pipe line to mill or leaching plant;  
 State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

Measured flow dry year Dec 3, 1924. .025 sec. ft. to use all  
 is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

available. Tank to be located at the point described under subdivision  
 "e" above, which is approximately within the SW<sup>1</sup> NW<sup>1</sup> Sec. 9, T. 5 N.,  
 R. 37 E., unsurveyed.

5. Estimated cost of works \$10,000

6. Estimated time required to construct works One year

7. Remarks

For use of applicant

Thos. H. Carroll, Applicant.

By

Compared *LMP-mc*

This sheet inspected

, Engineer.

PROTESTED APRIL 23, 1925, BY AMERICAN TUNGSTEN CO.

PROTESTED APRIL 24, 1925, BY FRITZ ELGES.

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application,  
 and do hereby ~~grant~~ <sup>deny</sup> the same, ~~subject to the following limitations and~~  
~~conditions~~

on the grounds that correspondence directed to the  
 applicant was returned marked "Unclaimed" which is taken as evidence  
 that the applicant is no longer interested in said application.

The amount of water to be appropriated shall be limited to the amount  
 which can be applied to beneficial use, and not to exceed  
 cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or  
 before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

. Proof of the application of water to beneficial  
 use must be filed with State Engineer on or before

*Map filed Jan. 5, 1925*

WITNESS MY HAND AND SEAL this 15th day  
 of November 1935

*Alfred W. Smith*  
 State Engineer.